

DAIN P. WEINER, CSB#160327
Attorney at Law
3294 Royal Drive, Suite 201
Cameron Park, California 95682
Telephone: (530) 677-9487
Facsimile: (530) 677-2955

Attorney for Defendant, RAUL ARECHIGA, JR.

IN THE UNITED STATES DISTRICT COURT
IN AND FOR THE EASTERN DISTRICT OF CALIFORNIA

THE UNITED STATES OF
AMERICA,

Plaintiff,

vs.

RAUL ARECHIGA, JR.,

Defendant.

CASE NO. CR.S 03-0396 MCE

STIPULATION AND PROPOSED
ORDER REGARDING
CONTINUANCE OF
SENTENCING HEARING.

It is hereby stipulated and agreed, by and between defendant, Raul Arechiga, Jr., by and through his counsel, Dain P. Weiner, and the United States, through its counsel, Assistant United States Attorney Anne Pings, to vacate the Sentencing hearing date of July 26, 2005, at 8:30 a.m., and to set a new Sentencing hearing date for September 27, 2005, at 8:30 a.m.

In support of this stipulation, the parties proffer the following:

1. Defense counsel needs additional time to investigate matters that will likely lead to a disposition in the case. Defense counsel also needs time to investigate matters that will affect sentencing in this case.

2. Counsel has personally conferred with defendant. Defendant has no objection to the continuance to September 27, 2005.

3. The proposed date is available to defense counsel, to the government, and according to the Court's clerk, is available to the Court.

1 4. The parties agree that it is appropriate to exclude time under the Speedy Trial Act. 18 U.S.C.
2 Section 3161(h)(8)(iv) (preparation of counsel), in that the ends of justice will be served by allowing
3 defendant's counsel of choice time to review discovery and conduct investigation in a manner he believes
4 necessary to provide effective representation of his client.

5 Dated: July 14, 2005


Respectfully submitted,

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8 /s/
DAIN P. WEINER
Attorney for Defendant
9 RAUL ARECHIGA, JR.

10
11 McGREGOR W. SCOTT
United States Attorney

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13 By: _____
14 ANNE PINGS,
Assistant United States Attorney.

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16 Dated: July 20, 2005

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20 MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE
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